

**PLANNING BOARD
RESOLUTION NO. 2013-038**

A RESOLUTION OF THE KEY WEST PLANNING BOARD RECOMMENDING AN ORDINANCE FOR APPROVAL TO AMEND THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING CHAPTER 108 ENTITLED "PLANNING AND DEVELOPMENT," SPECIFICALLY ARTICLE X ENTITLED "BUILDING PERMIT ALLOCATION SYSTEM" BY AMENDING SECTION 108-986 "DEFINITIONS" AND ADDING THE DEFINITIONS TO CHAPTER 86 GENERAL PROVISIONS, SECTION 86-9 ENTITLED "DEFINITION OF TERMS"; AMENDING SECTION 108-987 ENTITLED "PROPOSE AND INTENT"; AMENDING SECTION 108-989 ENTITLED "AUTHORITY"; AMENDING SECTION 108-991 "DEVELOPMENT NOT AFFECTED BY ARTICLE"; AMENDING SECTION 108-994 ENTITLED "ESTABLISHED"; AMENDING SECTION 108-995 ENTITLED "REPORTING REQUIREMENTS AND ADJUSTMENTS IN RESIDENTIAL ALLOCATION SCHEDULE"; ADDING SECTION 108-996 ENTITLED "INTENT"; AMENDING SECTION 108-997 BY ADDING THE SECTION ENTITLED "PERIOD OF ALLOCATION AND RANKING/REVIEW OF APPLICATIONS", AMENDING SECTION 108-998 ENTITLED "PROCEDURES FOR ENSURING BENEFICIAL USE OF PRIVATE PROPERTY"; BY DELETING SECTION 108-999 "ZONING IN PROGRESS" AND ADDING SECTION 108-999 "ALLOCATION OF RESIDENTIAL PERMITS IN THE TRUMAN WATERFRONT REDEVELOPMENT AREA"; AND AMENDING CHAPTER 122 ENTITLED "ZONING" SECTION 122-1470 "ACCESSORY UNIT INFILL"; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS, PROVIDING FOR AN EFFECTIVE DATE



Chairman



Planning Director

WHEREAS, in September of 2012 the Hurricane Evacuation Memorandum of Understanding was signed by the State Department of Economic Opportunity, the Department of Emergency Management, the County and its municipalities including Key West. The HEM MOU involved updating the modeling used to determine the City's ability to evacuate in the event of a hurricane, based on the 2010 US Census population count. As a result of the modeling, it was determined that Monroe County has capacity to add limited residential units and meet the 24 hour permanent resident evacuation mandate, and Key West was given 91 new units of residential development annually for the next ten years; and

WHEREAS, on May 2, 2013 the City's new Comprehensive Plan became effective that established the format for how the 91 annual residential Building Permit Allocation System units would be allocated; and

WHEREAS, an amendment to Chapter 108 of the Code of Ordinances is necessary to reflect the adopted changes to the Comprehensive Plan and in order to establish regulations for the distribution process for the new residential allocations available to the City; and

NOW THEREFORE BE IT RESOLVED by the Planning Board of the City of Key West, Florida:

Section 1. Section 1. That the above recitals are incorporated by reference as if fully set forth herein.


Chairman

Planning Director

Section 2. A resolution of the City of Key West Planning Board recommending amendments to the Land Development Regulations to the City Commission for: amending Chapter 108 of the Code of Ordinances, entitled "Planning and Development" specifically Article X entitled "Building Permit Allocation System"; by amending Section 108-986 entitled "Definitions" and adding the definitions to Chapter 86 General Provisions, Section 86-9 entitled "Definition of Terms"; amending Section 108-987 entitled "Propose and Intent"; amending Section 108-989 entitled "Authority"; amending Section 108-991 entitled "Development Not Affected by Article"; amending Section 108-994 entitled "Established"; amending Section 108-995 entitled "Reporting Requirements and Adjustments in Residential Allocation Schedule"; adding Section 108-996 entitled "Intent"; amending Section 108-997 by adding the Section entitled "Period of Allocation and Ranking/Review of Applications"; amending Section 108-998 entitled "Procedures for Ensuring Beneficial Use of Private Property"; amending Section 108-999 by deleting "Zoning in Progress" and adding "Allocation of Residential Permits in the Truman Waterfront Redevelopment Area"; and amending Chapter 122 entitled "Zoning", Section 122-1470 "Accessory Unit Infill"; is hereby recommended for approval; a copy of the recommended Ordinance to the Code is attached.

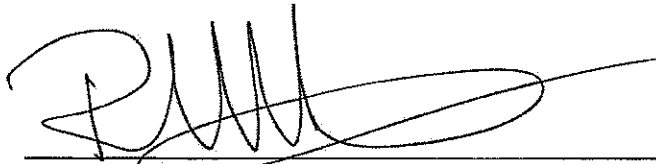
Section 3. This resolution shall go into effect immediately upon its passage and adoption and authentication by the signatures of the presiding officer and the Clerk of the Commission.


Chairman


Planning Director

Read and passed on first reading at a meeting held this 15th day of August, 2013


Authenticated by the Chairman of the Planning Board and the Planning Director;



Richard Klitenick, Chairman
Key West Planning Board

8/23/2013
Date

Attest:

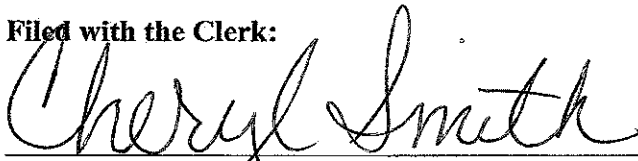


Donald Leland Craig, AICP
Planning Director

8-22-13

Date

Filed with the Clerk:



Cheryl Smith, City Clerk

8-27-13

Date

_____ Chairman

_____ Planning Director